

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 STEVEN PAUL McDONALD,

11 Plaintiff,

12 v.

13 ICICLE SEAFOODS, INC.,

14 Defendant.
15

CASE NO. C07-347BHS

ORDER


16 This matter comes before the Court on the parties' responses to the Court's Order
17 to Show Cause (Dkts. 31, 32, 33, and 34). The Court has considered the responses and the
18 remainder of the file.

19 On October 2, 2008, the Court ordered Plaintiff to show cause why this case
20 should not be dismissed for want of prosecution. Dkt. 30. On November 10, 2008,
21 Defendant responded to the order to show cause and claimed that the parties had entered
22 into a settlement agreement. Dkt. 34. Defendant also claims that, while Plaintiff has
23 signed some of the settlement documents, Plaintiff has not signed all of the relevant
24 documents relating to the settlement agreement. *Id.* Defendant requests that the Court
25 dismiss this case with prejudice but allow "an additional 60 days for the parties to return
26 to the Court" if Plaintiff fails to sign and return the relevant documents. *Id.*
27
28

1 The Court will dismiss the case upon a “stipulation of dismissal signed by all
2 parties who have appeared.” Fed. R. Civ. P. 41(a)(1)(A)(ii). Therefore, the Court will
3 strike the remaining pretrial and trial dates and order the parties to submit a stipulation of
4 dismissal no later than January 9, 2009.

5 **IT IS SO ORDERED.**

6 DATED this 25th day of November, 2008.

7
8 
9
10 BENJAMIN H. SETTLE
United States District Judge
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28